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2874 #

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TRANSMITTAL FORM (for all correspondence after initial filing)	Attorney Docket No. ONX-117B	Total Pages
	Application Number 09/853,870	
	Filing Date MAY 11, 2001	
	First Named Inventor MURALI CHAPARALA	
	Group Art Unit 2874	
	Examiner OMAR R. ROJASA	

ENCLOSURES (check all that apply)	
<input type="checkbox"/> Return Receipt Postcard (MPEP 503) <input checked="" type="checkbox"/> Fee Transmittal Form – 1 page <input checked="" type="checkbox"/> Fee Attached: Credit Card Payment, PTO-2038 <input type="checkbox"/> Response/Amendment <input type="checkbox"/> After Final Rejection <input type="checkbox"/> After Allowance communication to Group <input type="checkbox"/> with Corrected Drawing(s) Total Sheets: [] <input type="checkbox"/> with Replacement Sheet(s) Total Sheets: [] <input type="checkbox"/> with Affidavits/Declarations <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Terminal Disclaimer under 37 CFR 1.321(c) <input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Response to Notice of Missing Parts <input type="checkbox"/> Applicant Claims Small Entity Status <input type="checkbox"/> Declaration by Inventors <input type="checkbox"/> Assignment papers <input type="checkbox"/> Power of Attorney by Assignee <input checked="" type="checkbox"/> IDS/PTO-1449 <input checked="" type="checkbox"/> with copies of cited references <input type="checkbox"/> New Power of Attorney and Revocation of Old <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Other:

SIGNATURE OF ATTORNEY	
NAME	JOSHUA D. ISENBERG, REG. NO. 41,088
Signature	<i>Joshua D. Isenberg</i>
Date	7/3/2004

Certificate of Express Facsimile Transmission	
I hereby certify that I am mailing this correspondence on the date indicated below to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, using the "Express Mail Post Office to Addressee" service of the United States Postal Service under 37 CFR 1.10.	
<i>Ben Li</i>	DATE OF MAILING: JULY 3, 2004
SIGNATURE	EXPRESS MAIL LABEL #: ED 047416598 US
<i>Ben Li</i>	
NAME OF PERSON SIGNING	



FEE TRANSMITTAL

Application Number:	09/853,870
Filing Date:	May 11, 2001
First Named Inventor:	Murali Chaparala
Title of Invention:	MAGNETIC POSITION DETECTION APPARATUS FOR MICROMACHINED OPTICAL ELEMENT
Group Art Unit:	2874
Examiner:	Omar R. Rojas
Attorney Docket No.:	ONX-117B

Fee Calculation:

for ☒ Large Entity / ☐ Small Entity.

Basic Billing Fee:

<input type="checkbox"/> Utility Patent Application:	\$770 / \$385	\$
<input type="checkbox"/> Provisional Patent Application:	\$160 / \$80	\$

Claims:

<input type="checkbox"/> Number of Total Claims Over 20: <input type="checkbox"/>	x \$18 / \$9 =	\$
<input type="checkbox"/> No. of Independent Claims Over 3: <input type="checkbox"/>	x \$86 / \$43 =	\$

Other Fees:

<input type="checkbox"/> Extension of time, 1 month	\$110 / \$55	\$
<input type="checkbox"/> Extension of time, 2 months	\$420 / \$210	\$
<input type="checkbox"/> Extension of time, 3 months	\$950 / \$475	\$
<input type="checkbox"/> Extension of time, 4 months	\$1480 / \$740	\$
<input type="checkbox"/> Missing Parts Surcharge (Regular Application)	\$130 / \$65	\$
<input type="checkbox"/> Missing Parts Surcharge (Provisional Application)	\$50 / \$25	\$
<input type="checkbox"/> Recordation of Assignment Document	\$40	\$
<input type="checkbox"/> Issue Fee	\$1330 / \$665	\$
<input type="checkbox"/> Printed Patent; Number of Copies: <input type="checkbox"/>	x \$3 =	\$
<input checked="" type="checkbox"/> IDS Fee Under 37 CFR 1.17(p)	\$180	\$ 180
<input type="checkbox"/> Terminal Disclaimer fee 37 CFR 1.20	\$55 / \$110	\$

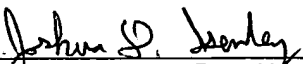
TOTAL PAYMENT:

\$ 180

Method of Payment:

☒ Payment Enclosed: Credit Card Payment Form (PTO-2038) for \$180

Signature of Applicant, Attorney, or Agent

	<u>7/3/2004</u>
Joshua D. Isenberg, Reg. No. 41,088	Date

Certificate of Express Mailing

I hereby certify that I am mailing this correspondence on the date indicated below to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, using the "Express Mail Post Office to Addressee" service of the United States Postal Service under 37 CFR 1.10.



DATE OF MAILING: JULY 3, 2004

SIGNATURE

EXPRESS MAIL LABEL #: ED 047416598 US

BING LI

NAME OF PERSON SIGNING

In the United States Patent and Trademark Office

Application No: 09/853,870
Filed: May 11, 2001
Title: MAGNETIC POSITION DETECTION APPARATUS FOR MICRO MACHINED OPTICAL ELEMENT
Applicant: Murali Chaparala
Examiner: Omar R. Rojas
Art Unit: 2874

EXPRESS MAIL
JUL 03 2004
U.S. PATENT & TRADEMARK OFFICE

Express Mail #: **ED 047416598 US**
Mailed : **July 3, 2004**

Information Disclosure Statement

Commissioner of Patents and Trademarks
Washington, District of Columbia 20231

Dear Sir or Madam:

Attached is a completed Form PTO-1449 and copies of the pertinent parts of the references cited thereon.

It is requested that the document(s) on the enclosed form be made of record. As provided for by 37 CFR 1.97(g) and (h), no inference should be made that the information and references cited are prior art merely because they are in this statement and no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information.

It is requested that the document(s) on the enclosed form be made of record.

Part I (Authority)

This statement is filed pursuant to:

() 37 C.F.R. § 1.97(b).

This information disclosure statement is filed either (1) within three months of the filing date of the national applications; (2) within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in an international application; (3) before the mailing date of a first office action on the merits; or (4) before the mailing of a first Office action after the filing of a request for continued examination under §1.114, whichever event occurs last.

Accordingly, this information disclosure statement requires no fee and no certification.

(X) 37 C.F.R. § 1.97(c).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(b), but before the mailing date of either (1) a final action under 37 C.F.R. § 1.113 or (2) a notice of allowance under 37 C.F.R. § 1.311.

Accordingly, this information disclosure statement requires either the fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) (\$180), or a certification according to 37 C.F.R. § 1.97(e).

() 37 C.F.R. § 1.97(d).

This information disclosure statement is filed after the period specified in 37 C.F.R. § 1.97(c).

Accordingly, this information disclosure statement requires the petition fee specified in 37 C.F.R. § 1.17(p) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) (\$180) and a certification according to 37 C.F.R. § 1.97(e).

Conditional Petition

It is respectfully requested that this information disclosure statement be considered, good cause being presented in Part III herein (certification). Please treat this paper as the required petition.

If this statement crosses in the mail with an office action, or is otherwise not in the indicated category of 37 C.F.R. § 1.97, it is respectfully requested that this statement be treated in the next appropriate category and made of record.

To the extent required, please treat this paper as a conditional petition for acceptance of the information disclosure statement.

Part II (Payment)

A check is enclosed as indicated:

- ☐ No fee is due.
- ☒ The fee specified in 37 C.F.R. § 1.17(p) for submission of an information disclosure statement under 37 C.F.R. § 1.97(c) is enclosed (\$180).
- ☐ The petition fee specified in 37 C.F.R. § 1.17(p) to consider an information disclosure statement under 37 C.F.R. § 1.97(d) is enclosed (\$180).

Part III (Certification)

Pursuant to 37 C.F.R. § 1.97(e), I certify:

- ☒ No certification is necessary.
- ☐ (1) Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the statement.
- ☐ The "communication from a foreign patent office" referred to in the certification is an International Search Report, possibly issued by the U.S. Patent and Trademark Office in its capacity as an International Search Authority or International Preliminary Examining Authority.
- ☐ The "counterpart foreign application" referred to in the certification corresponds to an ancestor or descendent application of the application for which this information disclosure statement is filed.
- ☐ (2) No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of the statement.

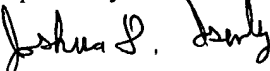
Part IV (Additional Statement)

An additional statement regarding these items of information ☐ is, ☒ is not, enclosed.

Copies of the cited art ☒ are enclosed, ☐ are of record in parent application Serial No. _____ and will be provided if the Examiner deems it convenient.

Dated: July 3, 2004

Respectfully submitted,



Joshua D. Isenberg
Reg. No. 41,088
204 Castro Lane
Fremont, CA 94539
tel: (510) 896-8328
fax: (510) 360-9656

FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE				AGENT. DOCKET NO. ONX-117B		SERIAL NO. 09/853,870	
<div style="display: flex; align-items: center;"> <div style="border: 1px solid black; border-radius: 50%; padding: 10px; margin-right: 10px; text-align: center;"> OFFICE OF PATENT & TRADEMARK JUL 03 2004 </div> <div> LIST OF PRIOR ART CITED BY APPLICANT (Use several sheets if necessary) </div> </div>				APPLICANT Murali Chaparala			
				FILING DATE May 11, 2001		GROUP 2874	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES NO
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
	A	Office Action in related application 09/853,869, dated October 8, 2002					
	B	Office Action in related application 09/853,869, dated May 22, 2002					
	C	Office Action in related application 09/853,868, dated July 2, 2002					
	D	Office Action in related application 09/851,587, dated September 11, 2002					
	E	Office Action in related application 09/851,587, dated December 4, 2003					
EXAMINER				DATE CONSIDERED			
* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							